Ed Smith CLERK OF THE SUPREME COURT STATE OF MONTANA

No. DA 10-0329 ORIGINAL

STATE OF MONTANA,

Plaintiff and Appellee,

FILED

v.

AUG 0 9 2010

GREGORY ALAN MAINE,

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Defendant and Appellant.

MOTION FOR EXTENSION OF TIME

COMES NOW, Joslyn Hunt, counsel of record for Defendant and Appellant, and respectfully requests an extension of time until September 13, 2010, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's first extension request for the opening brief. Opposing counsel has been contacted concerning this motion and does not object.

DATED this 9th day of August, 2010.

OFFICE OF THE STATE PUBLIC DEFENDER Appellate Defender Office 139 N. Last Chance Gulch P.O. Box 200145 Helena, MT 59620-0145

IOSLYXIAIN

Chief Appellate Defender

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing

Motion for Extension of Time to be mailed to:

STEVE BULLOCK
Montana Attorney General
MARK MATTIOLI
Assistant Attorney General
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P.O. Box 201401
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MICHAEL B. HAYWORTH Rosebud County Attorney P.O. Box 69 Forsyth, MT 59327

GREGORY MAINE P.O. Box 592 Miles City, MT 59301

DATED: 8/9/2010 South Smaln